

Substance of Interview Summary

The Applicants thank the Examiner for conducting an interview with the Applicant's attorney on November 9, 2009. Mr. Joseph Weatherbee was present at the interview as counsel for the Applicant.

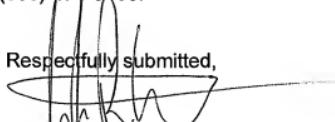
During the interview, the parties discussed the affidavit filed in response to the Office Action dated July 16, 2009. The affidavit, filed under 35 U.S.C. § 1.132, was used to show that the prior art reference relied upon by the Examiner to reject the claims under 35 U.S.C. § 102(e) was not by 'another,' pursuant to MPEP § 715.01(a).

The parties further discussed the Advisory Action, dated October 16, 2009, where the Examiner alleged that the "37 CFR 1.132 affidavit is not sufficient to overcome the applied rejection under 35 U.S.C 102(e)."

The parties discussed the propriety of this statement. The Examiner agreed that the affidavit was indeed sufficient to overcome the rejection under 35 U.S.C. § 102(e). The Examiner further agreed to remove the Final Office Action and continue the prosecution of the application.

The Applicants thank the Examiner for his time and consideration. The Applicants maintain that claims 1, 3, 5-8 and 11-13 are in condition for allowance and an early issuance of a Notice of Allowance would be appreciated. Should the Examiner have any questions regarding the application, he is respectfully urged to contact Applicants' attorney at (650) 474-8400.

Respectfully submitted,


Joseph Weatherbee

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